

image  
2828

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Christian LAURENT-LUND et al

Serial No.: 10/070,437

Group Art Unit: 2881

Filed: June 19, 2002

Examiner: Unknown

For: MULTI-WAVELENGTH LASER SYSTEM

**LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Undersigned counsel's deposit account has been credited with a refund of \$715 in connection with the above-identified application, which we believe to be a refund of the filing fee. A copy of the relevant page of undersigned counsel's December 2003 deposit account statement is attached. However, undersigned counsel filed a Withdrawal of Small Entity Status on December 30, 2002, copy attached, together with a copy of the date-stamped postcard.

Accordingly, it appears that the \$715 credit to undersigned counsel's deposit account should be reversed inasmuch as Applicant does not qualify for small entity status.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By: Harvey B. Jacobson, Jr.  
HARVEY B. JACOBSON, JR.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
Atty. Dkt. No. P67700US0  
HBJ/lhs  
April 5, 2004

	12/09	113	76558468		11386T34358MXQMGGHTP 8507	\$15.00	\$3,479.74
	12/09	114	76558466		11386T34358MXQMGGHTP 8507	\$15.00	\$3,464.74
	12/09	115	76558462		11386T34358MXQMGGHTP 8507	\$15.00	\$3,449.74
MRS	12/09	566	PCT/US03/38535		P68255W00 1601	\$240.00	\$3,209.74
	12/09	567	PCT/US03/38535		P68255W00 1704	\$1,119.00	\$2,090.74
	12/09	568	PCT/US03/38535		P68255W00 1701	\$328.00	\$1,762.74
	12/09	569	PCT/US03/38535		P68255W00 1703	\$108.00	\$1,654.74
	12/09	570	PCT/US03/38535		P68255W00 1707	\$520.00	\$1,134.74
	12/09	571	PCT/US03/38535		P68255W00 8007	\$60.00	\$1,074.74
	12/10	92	10627862	MRS	P68248US1 1806	\$180.00	\$894.74
	12/10	161	76559495		11386T33932MXOMGGHTP 8507	\$15.00	\$879.74
	12/11	2	76327259	GWL	T32935USO 6003	\$100.00	\$779.74
	12/11	9	76514803		11386T33146MXOMGGHTP 8507	\$15.00	\$764.74
	12/11	10	76513448		11386T33146MXOMGGHTP 8507	\$15.00	\$749.74
	12/11	11	76513448		11386T33146MXOMGGHTP 8507	\$15.00	\$734.74
	12/11	12	76513811		11386T33146MXOMGGHTP 8507	\$15.00	\$719.74
	12/11	13	76513812		11386T33146MXOMGGHTP 8507	\$15.00	\$704.74
	12/11	14	76513813		11386T33146MXOMGGHTP 8507	\$15.00	\$689.74
	12/11	15	76513814		11386T33146MXOMGGHTP 8507	\$15.00	\$674.74
	12/11	16	76513815		11386T33146MXOMGGHTP 8507	\$15.00	\$659.74
	12/11	36	10028273	YSH	P67483USO 1806	\$180.00	\$479.74
	12/12	9	10070437	YSH	P67400USO 9204	\$715.00	\$1,194.74
	12/15	8	09857181	WEP	P66718USO 1801	\$770.00	\$424.74
	12/17	292	10731482	YSH	P69372USO 8021	\$40.00	\$384.74
	12/18	1	09926798	JCH	P67439USO 1252	\$155.00	\$229.74
	12/18	32	60434662		8007	\$20.00	\$209.74
	12/18	33	60434661		8007	\$20.00	\$189.74
	12/18	83	2115362	MGG	T25394USO 8504	\$30.00	\$159.74
	12/18	137	10442444	YSH	P69320USO/21269.00.0022 8021	\$40.00	\$119.74
	12/18	138	10442897	YSH	P69321US1/21269.00.0019 8021	\$40.00	\$79.74
	12/18	254	2462822		1952T31194USOMGGHTP 8503	\$15.00	\$64.74
	12/19	1	76257117	SLM	T32433USO 6001	\$670.00	-\$605.26
	12/19	4	REPLENISHMENT		9204	-\$10,000.00	\$9,394.74
	12/19	4	09869581	WEP	P63544US1 1253	\$950.00	\$8,444.74
	12/22	269	60439439		8007	\$20.00	\$8,424.74
	12/23	1	76257124	SLM	T32614USO 6001	\$670.00	\$7,754.74
	12/23	131	10188095	JCH	6814G06814 8008	\$200.00	\$7,554.74
	12/23	185	09330593	JCH	6814G06814 8008	\$200.00	\$7,354.74
	12/29	1	76241052	JCH	T32408USO 6003	-\$100.00	\$7,454.74
	12/29	3	10019289	JCH	P67515USO 1202	\$36.00	\$7,418.74
	12/30	22	2011142		1200514863 8503	\$15.00	\$7,403.74
	12/31	13	1109177	JCH	6814/G06814 8009	\$240.00	\$7,163.74
	12/31	21	29196095	JLS	P69367USO 1002	\$340.00	\$6,823.74
	12/31	268	10627862	MRS	P68248US1 2252	\$210.00	\$6,613.74

START  
BALANCE  
\$7,904.74

SUM OF  
CHARGES  
\$12,721.00

SUM OF  
REPLENISH  
BALANCE  
\$11,430.00 \$6,613.74

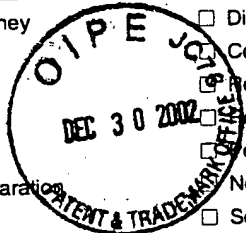


2

JH Ref P67700US0 Today's Date 12-30-02  
Serial/Patent No. 10/070,437  
Applicant, Patentee, Assignee LAURENT-LUND et al  
Filing Date/Patent Date June 19, 2002

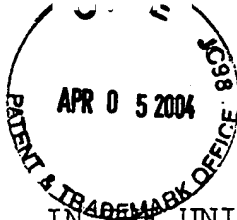
The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☐ \_\_\_\_\_ pp. Specification & \_\_\_\_\_ Claims ☐ Response to Office Action
- ☐ Combined Declaration, Power of Attorney ☐ Disclosure Statement-IDS
- ☐ Preliminary Amendment ☐ Copies of References
- ☐ Rule 53 (b) Application ☒ Request for Refund
- ☐ Rule 53 (d)/RCE Application ☐ Request for Corrected Filing Receipt
- ☐ Claim to Priority and Certified Copy ☐ Petition for XOT
- ☐ Substitute ☐ Subsequent Declaration ☐ Notice of Appeal/Brief
- ☐ Maintenance Fee ☐ Sequence Listing
- ☐ Drawings \_\_\_\_\_ Sheets \_\_\_\_\_ Formal \_\_\_\_\_ Informal ☐ Issue Fee Transmittal
- ☐ Assignment/Change of Name ☒ Other Withdrawal of
- ☐ Small Entity Declaration ☐ Small Entity Stat
- ☐ Check for \$ \_\_\_\_\_



JH 11/01 DUE DATE --  
Person filing LHS

JACOBSON HOLMAN PLLC  
400 SEVENTH STREET, N.W.  
WASHINGTON, D.C. 20004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Christian LAURENT-LUND et al

Serial No.: 10/070,437

Group Art Unit: 2881

Filed: June 19, 2002

Examiner: Unknown

For: MULTI-WAVELENGTH LASER SYSTEM

*WITHDRAWAL OF SMALL ENTITY STATUS*

Commissioner of Patents  
Washington, D.C. 20231

COPY

Dear Sir:

Please withdraw the Small Entity Status of the above-captioned application.

On March 19, 2002, the above national phase application was filed in the U.S. Patent and Trademark Office. A copy of the Transmittal Letter, check stub in the amount of \$1440, and date-stamped postcard is attached. At the time of filing, the filing fee was correctly paid at the Large Entity rate. However, because Applicants mistakenly believed that they qualified for Small Entity status, a Small Entity Declaration and a Request for Refund were filed on June 19, 2002, requesting refund of one-half of the filing fee, as follows:

Basic Filing Fee	\$445.00
Late filing surcharge	\$ 65.00
Add'l claims (2)	<u>\$ 84.00</u>
Total	\$720.00

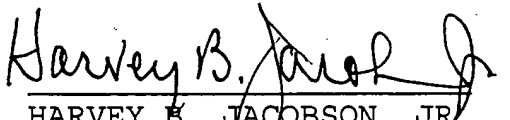
A copy of the June 29, 2002 Transmittal of Small Entity Declaration and Request for Refund is also attached. In fact, the filing fee should have been paid at the large entity rate.

Because undersigned counsel has not yet received its November or December 2002 Monthly Statement of Deposit Account, we do not know whether the above \$720 has been refunded. If it has not already been refunded, then this paper will serve as a request to withdraw the Request for Refund filed June 19, 2002. If the \$720 has already been refunded, then the \$720.00 should again be charged to undersigned counsel's Deposit Account 06-1358 to correctly reflect Applicants' Large Entity status.

Undersigned counsel further avers that the error in filing the Small Entity Declaration and Request for Refund occurred without deceptive intent on the part of the Applicants or undersigned counsel.

Respectfully submitted,

JACOBSON HOLMAN PLLC

By:   
HARVEY B. JACOBSON, JR.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004  
(202) 638-6666  
Atty. Dkt. No. P67700US0  
HBJ/lhs  
December 27, 2002



**HAND CARRY\*\* TO PCT WINDOW, CRYSTAL PLAZA II, 8<sup>TH</sup> FLOOR**

Today's Date: March 19, 2002

Ally Docket # P67700US0  
Serial No. New U.S. National Phase Application  
Applicant LAURENTE LUND  
Filing Date March 19, 2002

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- ☒ Preliminary Amendment
- ☒ International Search Report (210)
- ☒ Request (101)
- ☒ First Page of Publication
- ☒ IPR (409)
- ☒ 40 pg. Specification with 34 claims and Abstract
- ☒ 8 Sheets of drawings

10/070437

Check for \$1240.00 Check No. 57304 DUE DATE: March 20, 2002

JACOBSON HOLMAN PLLC  
400 SEVENTH STREET, NW  
WASHINGTON, DC 20004

Rec'd PCT/PTO 19 MAR 2002

HBJ/emt



P.O. 57304

JACOBSON HOUAN PLLC • 400 SEVENTH STREET, N.W. • WASHINGTON, D.C. 20004-2201		
DATE	IN PAYMENT FOR	AMOUNT
03-14-02	FILING FEE	1,440.00
	ISSUE FEE	
	AMENDMENT	
	APPLICANT	
	SER. NO.	
	OUR FILE NO.	
	CHARGE TO	
	MARK	
	WRITER	
	CMF	
	ASSIGNMENT FEE	
	APPEAL FEE	
	MISCELLANEOUS	
	NKI RESEARCH & INNOVATION, A/S	
		1,440.00

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED / ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>P67700US0</b>
		US APPLICATION NO. (if known, see 37 CFR 1.5) 
INTERNATIONAL APPLICATION NO. <b>PCT/DK00/00521</b>	INTERNATIONAL FILING DATE <b>20 September 2000</b>	PRIORITY DATE CLAIMED <b>20 September 1999</b>
TITLE OF INVENTION <b>MULTI-WAVELENGTH LASER SYSTEM</b>		
APPLICANT(S) FOR DO/EO/US <b>Christian LAURENT-LUND, Soren GULDBERG-KJAER and Mads SCKERL</b>		

Applicant herein submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for Internatl. Preliminary Examination was made by the 19th month from earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the Internatl. Preliminary Examination report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern other document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
 ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

International Search Report - EPO  
 PCT Request Form  
 First Page of Publication  
 International Preliminary Examination Report - with annexes

COPY



US APPLICATION NO. (If known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. <b>PCT/DK00/00521</b>		ATTORNEY'S DOCKET NUMBER <b>P67700US0</b>	
---	--	--	--	--	--

17. <input checked="" type="checkbox"/> The following fees are submitted:  <b>Basic National Fee (37 CFR 1.492(a)(1)-(5)):</b> Internatl. prelim. examination fee paid to USPTO (37 CFR 1.492 (a) (1)) ... \$710.00 No international preliminary examination fee paid to USPTO (37 CFR 1.492 (a) (2)) but international search fee paid to USPTO (37 CFR 1.445(a)(2)) ... \$740.00 Neither international preliminary examination fee (37 CFR 1.492 (a) (3)) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO) ..... \$1040.00 International preliminary examination fee paid to USPTO (37 CFR 1.492 (a) (4)) and all claims satisfied provisions of PCT Article 33(2)-(4) ..... \$100.00 Search Report prepared by the EPO or JPO (37 CFR 1.492 (a) (5)) ..... \$890.00  <div style="text-align: right;"><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b></div>				CALCULATIONS		PTO USE ONLY	
				\$ 890.00			
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).				\$ 130.00			
Claims	Number Filed	Number Extra	Rate				
Total Claims	34 - 20 =	-14-	x \$18.00	\$ 252.00			
Independent Claims	5 - 3 =	-2-	x \$84.00	\$ 168.00			
Multiple Dependent Claim(s) (if applicable)			+ \$280.00	\$			
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$ 1440.00			
Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$			
<b>SUBTOTAL =</b>				\$ 1440.00			
Processing fee of \$130 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f))				\$			
<b>TOTAL NATIONAL FEE =</b>				\$ 1440.00			
Fee of \$40.00 for recording the enclosed assignment (37 CFR 1.21(h)). Assignment must be accompanied by appropriate cover sheet (37 CFR 3.28, 3.31).				\$			
<b>TOTAL FEES ENCLOSED =</b>				\$ 1440.00			
				Amt. to be refunded:	\$		
				Amt. charged:	\$		

a. ☒ A check in the amount of \$ 1440.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 06-1358 in the amount of \$ \_\_\_\_\_ to cover the above fees.  
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge my account any additional fees set forth in §1.492 during the pendency of this application, or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

**SEND ALL CORRESPONDENCE TO:**

**JACOBSON HOLMAN PLLC**  
 400 7th Street, N.W., Suite 600  
 Washington, DC 20004  
 202-638-6666  
**CUSTOMER NUMBER: 00136**

By \_\_\_\_\_  
 Harvey B. Jacobson, Jr.  
 Reg. No. 20,851

JPH&S 3/95



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Christian LAURENT-LUND et al.

Serial No.: 10/070,437

Filed: March 19, 2002

For: MULTI-WAVELENGTH LASER SYSTEM

TRANSMITTAL OF SMALL ENTITY  
DECLARATION AND REQUEST FOR REFUND

Commissioner for Patents  
Washington, D.C. 20231

Attention: REFUND SECTION, ACCOUNTING  
DIVISION, OFFICE OF FINANCE

Sir:

Submitted herewith is a Small Entity Declaration, establishing small entity status for the captioned application. In view of Manual of Patent Examining Procedure (MPEP) 509.03, refund of the excess fee paid on March 19, 2002, is respectfully requested. Please credit a refund in the amount of \$720.00 to undersigned Counsel's Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

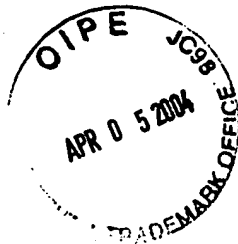
JACOBSON HOLMAN PLLC

By \_\_\_\_\_

Harvey B. Jacobson, Jr.  
Reg. No. 20,851

400 Seventh Street, N.W.  
Washington, D.C. 20004-2201  
(202) 638-6666

Atty. Docket: P67700US0  
Date: June 19, 2002  
HBJ/cmf



Law Offices of  
**JACOBSON HOLMAN**  
PROFESSIONAL LIMITED LIABILITY COMPANY  
THE JENIFER BUILDING  
400 SEVENTH STREET, N.W.  
WASHINGTON, DC 20004

Attny's Docket No. P67700US0

**SMALL ENTITY DECLARATION**  
[37 CFR 1.9(c-f)]

Each undersigned declares that:

(1) ☒ the application attached hereto.

(2) ☐ U.S. Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_

(3) ☐ U.S. Patent No. \_\_\_\_\_ Issued \_\_\_\_\_

is entitled to the benefits of "small entity" status for paying reduced fees under 35 USC 41(a) and (b) to the Patent and Trademark Office by virtue of the following:

(4) ☐ Each undersigned declares that he/she qualifies as an independent inventor, or would qualify had he/she made the as defined in 37 CFR 1.9(c).

(5) ☒ The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below; that this concern qualifies as a small business concern as defined in 37 CFR 1.9(d); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.9.

(6) ☐ The undersigned declares that he/she is an official empowered to act on behalf of the organization identified below; that organization qualifies as a nonprofit organization as defined in

(a) ☐ 37 CFR 1.9(e)(1)

(b) ☐ 37 CFR 1.9(e)(2)

(c) ☐ 37 CFR 1.9(e)(3)

(d) ☐ 37 CFR 1.9(e)(4) State law of \_\_\_\_\_ ;  
that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.9.

(7) Each person, concern or organization to which I/we have assigned, granted, conveyed or licensed, or am under an under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

(a) ☒ no such person, concern or organization

(b) ☐ persons, concerns or organization listed below

[a separate declaration is required from *each* named person, concern or organization having rights to this invention averring to their status as "small entities."]

Full Name \_\_\_\_\_

Address \_\_\_\_\_

☐ Individual

☐ Small Business Concern

☐ Nonprofit Organization

I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I/we hereby declare all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

(8)	_____ Typed Name of Inventor	_____ Signature	_____ Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date
	_____ Typed Name of Inventor	_____ Signature	_____ Date

(9) Cisillas A/S

Name of Small Business Concern or Nonprofit Organization

X	<u>Jacob L. Philipson</u>	By X	<u>[Signature]</u>	X	<u>May 2 2002</u>
	Typed Name		Signature		Date
X	<u>Chief Executive Officer</u>				
	Title of Signatory				